

**REGULAR MEETING
COMMUNITY DEVELOPMENT COMMITTEE
APRIL 14, 2009 – 3:30 P.M.
TRIBAL OFFICE BOARDROOM**

1. CHAIRPERSON Myrna Warrington called the meeting to order at 3:30 p.m. Roll call was taken with a quorum present. MEMBERS PRESENT: Myrna Warrington, David Miller, Dave Corn, Greg Smith, Rick Warrington, Betty Jo Wozniak and Lisa Gast (late). MEMBERS ABSENT: David Grignon (excused). Also present: Brian Tepiew, Shawn Klemens, and Linda Peters, recorder.

2. Moment of Silence. A moment of silence was observed

3. Approval of Committee By laws.

No action taken.

4. Approval of Minutes dated March 10, 2009 and March 25, 2009

MARCH 10, 2009

(Lisa Gast entered the meeting at 3:38 p.m.)

Updates from March 10, 2009 minutes

Rick Warrington updated the Committee that he has not received the legal opinion on the Tribe's liability in regards to the Smokey Falls Bridge. This will be an agenda item for next month's meeting.

Myrna Warrington asked if the Community Development Department keeps a listing of who is utilizing what Tribal resources and the length of time.

No corrections were necessary.

**Motion made by David Miller to approve the minutes dated March 10, 2009.
Second was by Rick Warrington. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 1 absent (Grignon).**

MARCH 25, 2009

No corrections necessary.

**Motion made by Betty Jo Wozniak to approve the minutes dated March 25, 2009.
Second was by Rick Warrington. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 1 absent (Grignon).**

5. Request to utilize Woodland Bowl for wedding ceremony

Natasha Waukau (#00006203) Alloway is requesting to utilize the Woodland Bowl for her wedding scheduled for May 22, 2009. Rick Warrington informed the Committee that Kim Komanekin does have a form that is signed and a \$250.00 security deposit (the Tribe retains \$50.00) is held until a final inspection can be conducted.

The Committee wants to insure that no alcohol will be served at the Woodland Bowl.

Motion made by Betty Jo Wozniak to recommend to the Legislature to approve the Natasha Alloway use of the Woodland Bowl for her wedding to be held on May 22, 2009, providing that she follow the policy and that no alcohol is allowed. Second was by Lisa Gast. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 1 absent (Grignon).

6. Middle Village survey update

Rick Warrington informed the Committee that an RFP went out and two contractors replied for an estimated cost of \$10,000 in developmental costs, and these proposals went to the Tribal Administrator's Office for approval. The Tribal Administrator's Office would not approve the department budget modifications to support this request as the Tribe enacted a cost containment plan.

The Committee would like Mr. Warrington to ask his ASO for a waiver on the cost containment plan in order to utilize the \$7,000 to \$8,000 that is in his budget, to conduct this survey which will produce 10-14 residential lots in the Middle Village area. Betty Jo Wozniak informed the Committee that her program might be able to supplement some of this survey cost.

Motion made by Betty Jo Wozniak to recommend to the Legislature that a waiver to the cost containment plan is granted to conduct a 10-14 residential lots survey on the former Robert Hall property pending the identification of funds that would be used. Second was by Dave Corn. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 1 absent (Grignon).

7. Brian Tepiew – Land Use Request

No action will be taken until the Robert Hall survey is completed.

8. Middle Village Substation

Dave Corn informed the Committee that the Middle Village Substation needs immediate attention. The transformers that were originally installed were used ones. When they go out, this will affect 80 homes. The Tribe will have to bring in temporary transformers while you are installing the new transformers. While the Tribe is reinstalling the new transformers, the temporary ones will also need to operate and this could last two months or longer. This will cost the Tribe more than one million. Mr. Corn has been monitoring any potential funding sources, including what may be available in the stimulus program.

Betty Jo Wozniak is meeting with a funding source called New Markets and they are meeting on new housing and a discussion the building of a post office. Ms. Wozniak was looking for another project to combine into this package and this is a good possibility.

Motion made by Rick Warrington to notify the Legislature that the Middle Village substation transformers have reached their life cycle, the estimated replacement cost is 1.5 million dollars to replace, and that Dave Corn is working with Betty Jo Wozniak to locate funding. Second was by Lisa Gast. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 1 absent (Grignon).

9. Sewer and Water Rate Increase

WATER RATE INCREASE

Dave Corn informed the committee that our judgment funds and USDA loans will run out in 2011. He has been working with Tribal Administration on a gradual increase over a three year period.

The increase would be the cost for a bottle of water per month. This water rate increase would go into effect May 1, 2009.

Motion made by Betty Jo Wozniak to recommend to the Legislature to approve the water rate increase over the next three years to cover the USDA loan. Second was by Rick Warrington. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 1 absent (Grignon).

WASTE WATER RATE INCREASE

Dave Corn informed the Committee the proposed waste water rate increases for the Keshena and Neopit area. The Utility Department has calculated the increase over a three year period at a flat rate. Other municipalities (Shawano) charge by the customer usage.

The effective date would be May 1, 2009. The Department bills a month behind so the first increase would be reflected on the June 2009 billings.

Motion made by Rick Warrington to recommend to the Legislature to approve the waste water rate increase with the effective date of May 1, 2009 as presented by the Menominee Tribal Utility Director. Second was by Betty Jo Wozniak. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 1 absent (Grignon).

10. Abandoned trailers update

Rick Warrington informed the Committee that the Legal Department is still reviewing the letter.

Motion made by David Corn to table this item until the next meeting. Second was by David Miller. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 1 absent (Grignon).

11. Land Lease(s) Requests

Bernard Smith Jr.

Rick Warrington updated the Committee on the probate for the Donald Kaquatosh family.

Motion made by Betty Jo Wozniak to table this item until a legal opinion is obtained. Second was by Dave Corn. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 1 absent (Grignon).

Jerilyn J. Soto

Rick Warrington requested to table this item until further research can be done.

Motion made by Rick Warrington to table this item until further research can be conducted. Second was by David Miller. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 1 absent (Grignon).

Miles Tourtillott Sr.

Rick Warrington informed the Committee that Miles Tourtillott is giving the trailer that is on his leased lot to his daughter Shannon. Mr. Tourtillott is voluntarily cancelling his lease and his daughter will be purchasing the trailer.

The Committee informed Mr. Warrington that there is no title in the packet to show that the trailer is in his name and that it has been transferred to his daughter Shannon.

Motion made by Greg Smith to table this item. Second was by Lisa Gast. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 1 absent (Grignon).

12. Keshena Post Office Building: Discussion/Recommendations

Betty Jo Wozniak is meeting with a company called New Markets that put together financing projects. Within this proposal, we could include the building of a post office. Ms. Wozniak will keep the Committee updated with the developments.

The item will remain an agenda item.

13. CMN Lease Request – Status Report

Rick Warrington reviewed the area that the College is looking to expand on. The College is obtaining a certified survey of the area and is comparable with the old request. When the survey is completed, the next step would be to have an archaeological survey and soil borings done to ensure that this area can be expanded.

Once this is completed, the request to remove land from sustain yield would come forward.

14. Monthly Narratives

UTILITY DEPARTMENT

The Committee reviewed the report and it was noted that the Trailer Court water leaks have been located on the abandoned Miles Tourtillott site. This trailer is inhabitable and should be condemned.

The Committee also mentioned that on the other side of the trailer court is a junk yard that needs to be investigated.

LOAN FUND

The Committee would like Mr. Tom Litzow, Director of Loan Fund to attend the next meeting to inform the Committee on the housing down payment loans.

15. Other Business

There is a request to rent the Frank Pamonicutt property, but this will need to be put on hold until the MTL can make a determination on how they want to proceed.

Betty Jo Wozniak informed the Committee that the Housing Department purchased 6 properties several years ago. One of these properties has a home with individuals living in it. Ms. Wozniak will give the Committee more information when it is received from the Legal Department.

The home on the Elizabeth Martin property is also destroyed. This location would be worth investigating for purchase.

16. Adjournment

Motion made by Greg Smith to adjourn the meeting. Second was by Betty Jo Wozniak. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 1 absent (Grignon).

Meeting adjourned at 5:10 p.m.

Respectfully submitted by,

Linda Peters, recorder
Chairman's Office